

Remarks

The Examiner amended Claims 28 and 36 by an Examiner's Amendment signed April 17, 2008. Consistent with Applicant's discussion in the Response to Interview Summary that accompanies this Response, Applicant believes that the amendments as presented in the Examiner's Amendment include several typographical errors. Therefore, Applicant has amended Claims 28 and 36 to correct these typographical errors.¹ In showing these amendments, Applicant has assumed that the amendments presented in the Examiner's Amendment have been entered.²

While the typical procedure for resolving such issues with an Examiner's Amendment is through an amendment under 37 C.F.R. § 1.312, since Applicant was already planning to file this RCE to have various references considered by the Examiner, Applicant submits that it is proper to present these amendments as part of the RCE filing. Applicant respectfully requests that the Examiner enter these amendments, which Applicant believes are consistent with what was intended by the Examiner's Amendment and discussed in the interview March 31, 2008.

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, Applicant respectfully requests full allowance of all pending claims. If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Chad D. Terrell, Attorney for Applicants, at the Examiner's convenience (214) 953-6813.

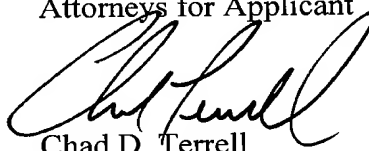
¹ None of these amendments is considered narrowing or necessary for patentability.

² In certain cases the claim language shown by the Examiner to be a part of the claim had been submitted by Applicant in a prior amendment, but had never actually been entered by the Examiner (*see, e.g.*, "it is determined" versus "a determination is made"). In such cases, Applicant shows the correct version of the amendment in this Response.

As indicated on the accompanying RCE Transmittal form, the Commissioner is hereby authorized to charge the RCE fee of \$810.00 to Deposit Account No. 02-02384 of Baker Botts L.L.P. Additionally, although Applicant believes no other fees are due, the Commissioner is hereby authorized to charge any necessary additional fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicant



Chad D. Terrell
Reg. No. 52,279

Date: May 21, 2008

CORRESPONDENCE ADDRESS:

Customer No. **05073**